

**UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

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**AXION POWER INTERNATIONAL, INC.,  
WILLIAM AND TRACY AHEARN, h/w,  
SALLYONNER, and JAMES SMITH, M.D.,**

**Plaintiffs,**

**-against-**

**MERCATUS & PARTNERS, LTD., MF GLOBAL,  
INC., MF GLOBAL, UK, LTD., CARI MASI a/k/a  
CARY MASI, BNP PARIBAS SECURITIES  
SERVICES, BANCA MB, SPA, DWIGHT PARSCALE,  
STEPHANO CEVALO, CONTINENTAL STOCK  
TRANSFER AND TRUST COMPANY, PENSON  
FINANCIAL SERVICES, INC., and BROWN  
BROTHERS HARRIMAN & CO.,**

**Defendants.**

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**ECF Case**

**07 CV 11493  
(RWS) (AJP)**

**NOTICE OF  
APPEARANCE**

**PLEASE TAKE NOTICE**, that the Law Offices of James A. Prestiano, P.C. hereby appears as counsel for defendant Dwight Parscale, and requests that a copy of all papers be served upon the undersigned at the address set forth below.

Dated: February 15, 2008  
Commack, New York

**THE LAW OFFICES OF  
JAMES A. PRESTIANO, P.C.**

By: 

James A. Prestiano, Esq. (JP-6699)  
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